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EXPRESS MAIL CERTIFICATE

Date 4/4/03 Label No. EV 294039286-US

I hereby certify that, on the date indicated above, this paper or fee was deposited with the U.S. Postal Service & that it was addressed for delivery to the Assistant Commissioner for Patents, Washington, DC 20231 by "Express Mail Post Office to Addressee" service.

J. Davis
Name (Print)

J. Davis
Signature

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07278

PATENT TRADEMARK OFFICE

Docket No: 3391/0E819

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Rami Verbin et al.

Serial No. 09/314,243

Art Unit: 2644

Confirmation No.: 4908

Filed: May 18, 1999

Examiner: Daniel Swerdlow

For: METHOD AND APPARATUS FOR IMPROVING PERFORMANCE OF A SPLITTERLESS ASYMMETRIC DIGITAL SUBSCRIBER LINE (ADSL)

DECLARATION UNDER 37 C.F.R. § 1.131

Hon. Assistant Commissioner of
Patents and Trademarks
Washington, DC 20231

March 5, 2003

Sir:

Rami Verbin, Dudi Baum, Eli Shusterman, and Ilan Sharfer being duly sworn, say:

1. We are inventors of the subject matter described and claimed in the above referenced patent application.

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2. Prior to March 1, 1999, the effective date of the Balachandran et al. reference (U.S. Patent No. 6,324,268), and on or after January 1, 1996 we had completed our invention as described and claimed in the subject application in Israel, a WTO member nation since April 21, 1995.

3 As evidence that our work antedates Balachandran, we refer to Invoice No. 255146, attached hereto as Exhibit 1 and Invoice No. 261131, attached hereto as Exhibit 2. Dates, along with privileged information, appearing in these documents have been redacted. Exhibits 1 and 2 document the efforts of our attorneys, and their interaction with the undersigned inventors, from a time prior to the effective date of the Balachandran reference and ending with the constructive date of reduction to practice — i.e., the filing of the present application.

4. We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.



Ramli Verbin


3/4/03
Dated



Dudi Baum

1/9/2003
Dated

(M:1339110e8191RJK0339.DOC *3691/02819*)


Eli Shusterman

03/04/03
Dated


Ilan Sharfer

3/4/03
Dated

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